

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 30, 2010

DIVISION ONE

B215551 Sawaya (Not for Publication)
v.
Coldwell Banker Residential Brokerage Company

The judgment is reversed. The order granting summary adjudication is affirmed as to the fifth cause of action and reversed as to the first, second, and third causes of action. Plaintiff is awarded costs on appeal.

Mallano, P.J.

I concur: Johnson, J.
I dissent: Chaney, J. (Opinion)

B219081 Pendergrass (Not for Publication)
v.
Diamond Bar & Circle K Horse Rentals

The judgment is affirmed. Defendant Diamond Bar & Circle K Horse Rentals is entitled to costs of appeal.

Mallano, P.J.

We concur: Chaney, J.
Johnson, J.

August 30, 2010 (Continued)

DIVISION ONE (continued)

B219720 Erez (Not for Publication)
v.
Erez-Kdosa

The orders are affirmed. Respondent is awarded her costs on appeal.

Rothschild, Acting P.J.

We concur: Chaney, J.
Johnson, J.

B215218 Heller (Not for Publication)
v.
Restoration Hardware, Inc.

The judgment of the superior court is affirmed. Respondent is to recover costs on appeal.

Johnson, J.

We concur: Mallano, P.J.
Chaney, J.

DIVISION TWO

B221596 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Jose C.

The order terminating father's parental rights to Jessica is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
 Chavez, J.

DIVISION TWO (continued)

B215901 Weiss, et al. (Not for Publication)

v.

Astrazenca Pharmaceuticals, et al.

The judgement and the order denying class certification are affirmed.
Defendants are awarded their costs on appeal.

Chavez, J.

We concur: Boren, P.J.
Doi Todd, J.

B218030 Los Angeles County, D.C.F.S. (Not for Publication)

v.

Robert S.

The juvenile court's orders are affirmed.

Doi Todd, J.

We concur: Boren, P.J.
Chavez, J.

B219083 Garcia, et al. (Not for Publication)

v.

La Golondrina Inc., LTD.

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
Chavez, J.

DIVISION TWO (continued)

B213717 Greenberg, et al. (Not for Publication)
v.
City of La Canada Flintridge, et al.

The judgment in favor of the City and Robert Stanley is affirmed. The order awarding them attorney fees is reversed and vacated. The City and Robert Stanley are entitled to recover costs (but not attorney fees) on appeal.

Boren, P.J.

We concur: Doi Todd, J.
 Chavez, J.

B222517 In re Brian G., et al. (Not for Publication)
DCFS
v.
Gabriel G.

The order terminating parental rights is affirmed.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.
 Chavez, J.

DIVISION THREE

B215830 Mary Jane Mitchell, et al. (Not for Publication)
v.
Aesculap Implant Systems, Inc., et al.

The judgment is reversed with directions to reinstate the action. The Mitchells shall recover their costs on appeal.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

DIVISION THREE (continued)

B207117 Jerry Tovar, et al. (Not for Publication)

v.

Los Angeles County Metropolitan Transportation Authority, et al.

The judgment as to the City of Los Angeles is reversed. The order granting nonsuit to the MTA for negligence is reversed. The order granting nonsuit to the MTA for dangerous condition of public property is affirmed. The parties are ordered to bear their own costs on appeal.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

DIVISION FOUR

B218463 Aboutanos

v.

Franco, et al.

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed August 14, 2009) dismissed.

DIVISION FIVE

B223926 In re Jorge Aguilera on Habeas Corpus (Not for Publication)

The petition for writ of habeas corpus is denied. The order to show cause is discharged.

Kumar, J. (Assigned)

We concur: Turner, P.J.
 Kriegler, J.

August 30, 2010 (Continued)

DIVISION FIVE (continued)

B220479 People (Not for Publication)
v.
Michael Turner

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION SIX

B213222 Kelly, et al. (Not for Publication)
v.
Carriage Homes

The judgment is affirmed. Costs on appeal are awarded to respondents. We dismiss the appeal of the attorneys fee award.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

DIVISION EIGHT

B203267 People (Not for Publication)
v.
John Racz

The judgment is affirmed.

Flier, J.

We concur: Bigelow, P.J.
Grimes, J.

DIVISION EIGHT (continued)

B213373 HCM Healthcare, Inc. (Certified for Publication)

v.

California Insurance Guarantee Assn.

The judgment is affirmed. Respondent(s) to recover costs.

Rubin, J.

We concur: Bigelow, P.J.

Flier, J.

B221140 In re R.R., a Minor (Certified for Publication)

Los Angeles County, D.C.F.S.

v.

R.B.

The order is affirmed.

Rubin, J.

We concur: Bigelow, P.J.

Grimes, J.

B217586 People (Not for Publication)

v.

Asuncion

The judgment is affirmed.

Rubin, Acting P.J.

We concur: Flier, J.

O'Connell, J. (Assigned)

August 30, 2010 (Continued)

DIVISION EIGHT (continued)

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The judgment is affirmed. Respondent(s) to recover costs.

Bigelow, P.J.

We concur: Rubin, J.
Grimes, J.

B220232 People (Not for Publication)
v.
David G.

The juvenile court's judgment, including its findings that the appellant committed the misdemeanor offenses defined under section 148, subdivision (a)(1), are affirmed.

Bigelow, P.J.

We concur: Flier, J.
Grimes, J.

B220802 People (Not for Publication)
v.
Jesus J.

The orders are affirmed.

Bigelow, P.J.

We concur: Flier, J.
Grimes, J.

August 30, 2010 (Continued)

DIVISION EIGHT (continued)

B210446 Pishvaei (Not for Publication)

V.

Regents of the University of California

The judgment is affirmed. Respondent(s) to recover costs.

Bigelow, P.J.

We concur: Rubin, J.
Grimes, J.

B217251 People (Not for Publication)

V.

William T.

Condition No. 16 is modified as follows: "Do not have any dangerous or deadly weapons in your possession, nor remain in the presence of anyone known to William to be unlawfully armed." In all other respects, the order of wardship is affirmed.

Grimes, J.

We concur: Bigelow, P.J.
Flier, J.